



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Maa, Shalong

Application No.: 08/833,342

Art Unit: 3713

Filing Date: April 4, 1997

For: Computer-Controlled Talking Figure Toy with Animated Features

#19/Mt. re. Acceptance of Pet.
Decisions & Status
h. Morgan
3/2/00
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Assistant Commissioner for Patents
Washington, D.C. 20231

I. ACCEPTANCE OF DECISIONS ON PETITIONS

Applicant acknowledges the decision by Office of Petitions to dismiss Applicant's petition filed 10/27/99 requesting suspending rule under 37 CFR 1.183, as so informed in the Special Projects Examiner's correspondence dated 11/30/99 wherein sufficient supports thereof are provided. Thus, Applicant accepts the Decision.

Applicant also acknowledges that the foregoing acceptance of decision renders Applicant's Petition under 37 CFR 1.181, filed October 27, untimely. Therefore, Applicant also accepts Group Director's decision dismissing Applicant's Petition under 37 CFR 1.181, with traverse.

Applicant agrees that the examiner has not yet considered Applicant's request for reconsideration. However, although Sections II.(A-E) of the Petition are taken from the examiner's previous office action dated 08/02/99, Section II.(F) of the Petition is taken from "Examiner's Refusal of Proper Communication", which was repetitive as evidenced by EXHIBITS attached thereto. In addition, applicant believes that such communication problem still exists, as depicted hereinbelow.


II. STATUS INQUIRY - REQUEST FOR CONFIRMATION OF "NON-FINAL" STATUS OF OFFICE ACTION DATED 08/02/99

As described in the Petition and in the Request for Reconsideration Under 37 CFR 1.111, filed 10/27/99, Applicant had several telephone conversations with the examiners regarding an error in

the "Office Action Summary" in which the marking of "This action is FINAL" regarding said previous office action is incorrect, as agreed upon by the parties during said telephone conversations. However, Applicant still has not yet received written confirmation for correction thereof, as so requested by the Applicant, although the examiner did agree to do so during said conversations. As a result, Applicant currently does not have enough information to continue the prosecution based on documents received from the examiner.

Accordingly, applicant hereby respectfully request that the examiner provide written confirmation of the aforesaid "Non-final" status of said previous action by completing the attached form entitled "Confirmation of 'Non-final' Status of Office Action Dated 08/02/99" and returning a copy thereof to the Applicant, or by sending other paper that accords like effect thereto, such as a standard "Interview Summary" form, to the Applicant.

Respectfully submitted,

By: 
Shalong Maa, Ph.D.

Date: Jan. 10, 2000

SMA International, Inc.
816 McDeavitt Dr., 1077
Arlington, TX 76011
(817) 277-9081